

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Krystal Pride
437 West St. Luke Street
Philadelphia, PA 19140

(b) County of Residence of First Listed Plaintiff Philadelphia

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Graham F. Baird, Law Offices of Eric A. Shore
2 Penn Center, 1500 JFK Blvd, Suite 1240, Philadelphia, PA 19102
Tel: 267-546-0131

DEFENDANTS

City of Philadelphia
3901 Whitaker Avenue
Philadelphia, PA 19124

County of Residence of First Listed Defendant Philadelphia

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
			LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609
			IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

42 U.S.C.A. § 1983 et seq

Brief description of cause:

Malicious Prosecution

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

150,000.00

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

7/31/17

SIGNATURE OF ATTORNEY OF RECORD

[Signature]

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CASE MANAGEMENT TRACK DESIGNATION FORM

Krystal Pride	:	CIVIL ACTION
v.	:	
City of Philadelphia	:	NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (✓)

<u>7/31/17</u>	<u>Graham F. Baird</u>	<u>Krystal Pride</u>
Date	Attorney-at-law	Attorney for
<u>267-546-0131</u>	<u>215-923-5951</u>	<u>grahamb@ericsmore.com</u>
Telephone	FAX Number	E-Mail Address

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 437 West St. Luke Street, Philadelphia PA 19140
 Address of Defendant: 3901 Whitaker Avenue, Philadelphia PA 19124
 Place of Accident, Incident or Transaction: 437 West St. Luke Street, Philadelphia PA 19140
 (Use Reverse Side For Additional Space)

Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?
 (Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a)) Yes ☐ No ☒

Does this case involve multidistrict litigation possibilities?

Yes ☐ No ☒

RELATED CASE, IF ANY:

Case Number: _____ Judge _____ Date Terminated: _____

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?
 Yes ☐ No ☒
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?
 Yes ☐ No ☒
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?
 Yes ☐ No ☒
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?
 Yes ☐ No ☒

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FELA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☒ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases
 (Please specify) _____

B. Diversity Jurisdiction Cases:

1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☐ Other Personal Injury (Please specify) _____
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases
 (Please specify) _____

ARBITRATION CERTIFICATION

(Check Appropriate Category)

- I, Graham F. Baird, counsel of record do hereby certify:
- ☒ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action do not exceed the sum of \$150,000.00 exclusive of interest and costs;
- ☐ Relief other than monetary damages is sought.

DATE: 7/31/17

Attorney-at-Law

Attorney I.D.#

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 7/31/17

Attorney-at-Law

Attorney I.D.#

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Krystal Pride
437 West St Luke Street
Philadelphia, PA 19140

Plaintiff,

v.

City of Philadelphia
3901 Whitaker Avenue
Philadelphia, PA 19124

And

City of Philadelphia Police Department
3901 Whitaker Avenue
Philadelphia, PA 19124

And

Javier Rodriguez
individually and
in his official capacity as Captain for
City of Philadelphia Police Department
25th District
3901 Whitaker Avenue
Philadelphia, PA 19124

And

John Doe Police Sergeant No. 1
individually and in his
official capacity as a police sergeant for
City of Philadelphia Police Department
25th District
3901 Whitaker Avenue
Philadelphia, PA 19124

And

JURY DEMANDED

No.

John Doe Police Officer No. 1 :
individually and :
in his official capacity as a police officer for :
City of Philadelphia Police Department :
25th District :
3901 Whitaker Avenue :
Philadelphia, PA 19124 :
:
And :
:
John Doe Defendants Nos. 1-10 :
:
:
Defendants :

CIVIL ACTION COMPLAINT

I. Parties and Reasons for Jurisdiction.

1. Plaintiff, Krystal Pride (hereinafter "Plaintiff") is an adult individual residing at the above address.

2. Defendant, City of Philadelphia is a municipal entity in the Commonwealth of Pennsylvania and at all times relevant hereto operated under the color of state law in creating and maintaining a Police Department and Code Enforcement Department was the employer of all named Defendants and had the responsibility of adopting policies, implementing procedures and practices which would create an environment whereby citizens would be safe from police abuse.

3. Defendant, City of Philadelphia Police Department is a municipal agency, owned, operated and managed by Defendant City of Philadelphia with a principal place of business at the above captioned address.

4. Defendant, Javier Rodriguez is, and at all times material hereto, the Captain for the 25th District for the City of Philadelphia acting under color of state law in his individual capacity as well as in his official capacity as a Captain for the City of Philadelphia and City of

Philadelphia Police Department. He is being sued herein, in both his individual and official capacities.

5. Defendant, John Doe Police Sergeant No. 1 is, and at all times material hereto, a sergeant with the 25th District for the City of Philadelphia acting under color of state law in his individual capacity as well as in his official capacity as a sergeant for the City of Philadelphia and City of Philadelphia Police Department. He is being sued herein, in both his individual and official capacities.

6. Defendant John Doe Police Officer No. 1 is, and at all times material hereto, a police officer for the City of Philadelphia and the City of Philadelphia Police Department, and was acting under color of state law. He is being sued herein, in his individual capacity.

7. Defendants, John Does Nos. 2-20 are officials, police officers and/or other public officials acting under color of state law who were involved in the following incident set forth in Plaintiff's complaint and at all times material hereto were acting under color of state law and are being sued in their individual and official capacities.

8. Jurisdiction is conferred by 28 U.S.C. §§ 1331 and 1343.

9. Pursuant to 28 U.S.C. § 1391(b)(1) and (b)(2), venue is properly laid in this district because Defendants conduct business in this district, and because a substantial part of the acts and/or omissions giving rise to the claims set forth herein occurred in this judicial district.

II. Operative Facts.

10. On April 1, 2016, at approximately 12pm, Plaintiff was lawfully in her home at 437 West St Luke Street in Philadelphia, Pennsylvania.

11. Plaintiff and her four (4) year old niece were in the bathroom, undressed and preparing to take a shower.

12. Plaintiff had the shower running and she was waiting for the water to warm up.

13. At this point, Plaintiff heard a loud banging on her front door.

14. Plaintiff left her niece, hurriedly put on a shirt and pants, and ran to the front door.

15. When Plaintiff opened the door, she observed a police vehicle pulling away from the corner of her block.

16. The police vehicle immediately reversed into a parking spot, and two male police officers (Defendants John Does Nos. 2 and 3) of the Defendant Police Department named above jumped out and ran to Plaintiff's front door.

17. Without any justifiable reason and without provocation, the above named Defendant John Doe Police Officers Nos. 2 and 3 began repeatedly yelling at Plaintiff "why didn't you open the door?" "Didn't you hear us?"

18. Plaintiff explained that she was in the bathroom, with the shower running, was naked so she came to the door as quickly as possible.

19. Defendant Police Officers John Does Nos. 2 and 3 never identified themselves to Plaintiff.

20. Defendant Police Officers John Does Nos. 2 and 3 asked Plaintiff, "Where is Demetrius?" Defendants were presumably referring to Demetrius Pride, Plaintiff's younger brother who does not reside at her home.

21. Plaintiff responded that she was not sure of Demetrius's whereabouts, and asked why the officers wanted to speak with him.

22. Defendant Police Officers John Does Nos. 2 and 3 never explained why they were searching for Mr. Pride.

23. Defendant Police Officers John Does Nos. 2 and 3 were standing on Plaintiff's porch, a few feet away from her, while she stood in her doorway.

24. Defendant Police Officers John Does Nos. 2 and 3 asked Plaintiff step outside on to the porch.

25. Plaintiff explained that she did not feel comfortable coming outside because she was on her menstrual cycle, and was bleeding with no additional clothing or sanitary pad underneath her pants.

26. Plaintiff further asked Defendant Police Officers John Does Nos. 2 and 3 if she could go back inside to change clothes.

27. Defendant Police Officers John Does Nos. 2 and 3 demanded that Plaintiff step out onto the porch next to them and she obliged.

28. Plaintiff asked if the officers had a warrant, to which Police Officers John Does Nos. 2 and 3 responded that they did not have a warrant.

29. At that point Plaintiff informed them that her 4 year old niece was in the bathroom unattended and the shower was still running. Plaintiff then asked to go back inside to check on her niece.

30. Defendant Police Officers John Does Nos. 2 and 3 ordered Plaintiff she was not allowed back inside.

31. Plaintiff asked the officers if she was under arrest, to which they responded that she was not under arrest.

32. Defendant Police Officers John Does Nos. 2 and 3 instructed Plaintiff to sit down on the steps in front of the house.

33. After a few minutes, Plaintiff's niece began crying and knocking on the closed door from inside the home.

34. Plaintiff and Defendant Police Officers John Does Nos. 2 and 3 could hear that the child was in distress.

35. Plaintiff again asked if she could go inside to either get her niece, or at least reassure her that everything was alright.

36. Defendants Police Officers John Does Nos. 2 and 3 insisted that Plaintiff was not to stand up or go inside the house.

37. Plaintiff believed she was required comply, so she remained seated on the steps while her niece continued crying and knocking, and several neighbors gathered around to watch.

38. After about one hour, four (4) additional male officers (Defendants John Does Nos. 3-6), also from the City of Philadelphia Defendant Police Department, arrived at the scene. One of the John Doe Defendant Police Officers was in plain clothes, while the remaining three were in their official uniforms.

39. By this time, Plaintiff's pants were wet with menstrual blood and she had been bleeding through her clothes on the porch. Plaintiff's niece was still crying, screaming for her "Aunty", and knocking on the door. Plaintiff was also visibly upset and crying.

40. Plaintiff again asked if she could go inside because she was soaked in blood, her niece was unattended, and the child was in distress.

41. The six (6) male John Doe Defendant Police Officers refused to allow Plaintiff inside, and continued to badger her, demanding entrance into her home without a search warrant.

42. Sometime between 3pm and 4pm, Plaintiff told John Doe Defendant Police Officers that she needed to get cleaned up and dressed because she was expected at work by 7pm.

43. Defendant Police Officers asked Plaintiff where she worked and she replied that she worked with the City of Philadelphia as an emergency medical technician.

44. The John Doe Defendant Police Officer No. 3 in plain clothes threatened to have Plaintiff terminated from her job.

45. Plaintiff asked to be allowed inside her home because she was not under arrest.

46. When John Doe Defendant Police Officers Nos. 1-6 again refused her request, Plaintiff requested a sergeant.

47. At approximately 4pm, John Doe Defendant Police Sergeant No. 1 arrived at the scene.

48. John Doe Defendant Police Sergeant No. 1 told Plaintiff "it will be a lot easier to let [them] inside the house."

49. At that point, after her niece had been crying, Plaintiff bleeding through her pants and sitting and standing outside for over one (1) hour, Plaintiff gave Defendant Police Officers permission to enter her home.

50. When John Doe Defendants Police Officers opened the door, Plaintiff's niece was standing in front of the door terrified, naked and screaming.

51. John Doe Defendant Police Officers Nos. 1-6 then ransacked Plaintiff's home.

52. Defendants John Doe Police Officers arrested Demetrius Pride and took him away.

53. Subsequently, Plaintiff was allowed back into her home and John Doe Defendant Police Sergeant No. 1 apologized to Plaintiff saying “this shouldn’t have happened”.

54. Demetrius Pride was released from police custody less than one hour later.

55. Mr. Pride was not charged with any criminal offense.

56. No one else was charged with any offense as a result of the incident.

57. As a direct and proximate result of Defendants’ conduct Plaintiff sustained personal injury, pain and suffering, violations of her constitutional rights, deprivation of her liberty and property interests, as well emotional distress, humiliation, and other damages as set forth below.

III. Causes of Action.

COUNT I – 4th AMENDMENT--MALICIOUS PROSECUTION (42 U.S.C.A. § 1983 et seq) (Plaintiff v. Defendants and John Doe Defendants, Nos. 1-10)

58. Plaintiff incorporates paragraphs 1-57 as if fully set forth at length herein.

59. At all times described above, Defendants were acting under color of state law.

60. As described above, Defendants stopped and detained Plaintiff for approximately four (4) hours against her will.

61. As described above, Defendants’ conduct constituted a seizure of the Plaintiff.

62. As described above, Defendants acted with malice.

63. No criminal charges were filed against the Plaintiff.

64. As a proximate result of Defendants’ conduct, Plaintiff sustained significant damages, including but not limited to: great economic loss, violation to her constitutional rights, emotional distress, mental anguish, humiliation, pain and suffering and consequential damages.

65. As a result of the conduct of Defendants' owners/management, Plaintiff hereby demands punitive damages.

66. Pursuant to 42 U.S.C. §1983, Plaintiff demands attorneys fees and court costs.

COUNT II – 4th AMENDMENT--WRONGFUL ARREST
(42 U.S.C.A. § 1983 et seq)
(Plaintiff v. Defendants and John Doe Defendants, Nos. 1-10)

67. Plaintiff incorporates paragraphs 1-66 as if fully set forth at length herein.

68. At all times material hereto, Defendants were acting under color of state law.

69. As described above, Defendants stopped and detained Plaintiff without reasonable suspicion or probable cause that she committed a criminal offense.

70. No charges were ever filed against the Plaintiff.

71. As a proximate result of Defendants' conduct, Plaintiff sustained significant damages, including but not limited to: great economic loss, violation of her constitutional rights, as well as emotional distress, mental anguish, humiliation, pain and suffering and consequential damages.

72. As a result of the conduct of Defendants' owners/management, Plaintiff hereby demands punitive damages.

73. Pursuant to 42 U.S.C. §1983, Plaintiff demands attorneys fees and court costs.

COUNT III –UNLAWFUL SEIZURE
(Pennsylvania State Law Claims)
(Plaintiff v. Defendants and John Doe Defendants, Nos. 1-10)

74. Plaintiff incorporates paragraphs 1-73 as if fully set forth at length herein.

75. At all times described above, Defendants were acting under color of state law.

76. As described above, Defendants stopped and detained Plaintiff against her will for several hours.

77. As described above, Defendants acted with malice.

78. No charges were ever filed against the Plaintiff.

79. As a proximate result of Defendants' conduct, Plaintiff sustained significant damages, including but not limited to: great economic loss, violation of her constitutional rights, as well as emotional distress, mental anguish, humiliation, pain and suffering and consequential damages.

80. As a result of the conduct of Defendants' owners/management, Plaintiff hereby demands punitive damages.

81. Plaintiff demands attorneys fees and court costs.

**COUNT IV --WRONGFUL ARREST
(Pennsylvania State Law Claims)
(Plaintiff v. Defendants and John Doe Defendants, Nos. 1-10)**

82. Plaintiff incorporates paragraphs 1-81 as if fully set forth at length herein.

83. At all times material hereto, Defendants were acting under color of state law.

84. As described above, Defendants stopped and detained Plaintiff without reasonable suspicion or probable cause that she committed a criminal offense.

85. No criminal charges were filed against the Plaintiff.

86. As a proximate result of Defendants' conduct, Plaintiff sustained significant damages, including but not limited to: great economic loss, violation of her constitutional rights, as well as emotional distress, mental anguish, humiliation, pain and suffering and consequential damages.

87. As a result of the conduct of Defendants' owners/management, Plaintiff hereby demands punitive damages.

88. Plaintiff demands attorneys fees and court costs.

COUNT V —MONELL CLAIM
(42 U.S.C.A. § 1983 et seq)
(Plaintiff v. Defendants and John Doe Defendants, Nos. 1-10)

89. Plaintiff incorporates paragraphs 1-88 as if fully set forth at length herein.

90. At all times material hereto, Defendants instituted policies and procedures within the police department with indifference to the constitutional rights of the citizens of Philadelphia, including, but not limited to Plaintiff.

91. Those policies and procedures include creating and fostering an environment through failures to train and hire suitable police officers and a failure to supervise those officers.

92. As a proximate result of Defendants' policies and procedures, Plaintiff sustained significant damages, including but not limited to: personal injury, violation to her constitutional rights, as well as emotional distress, mental anguish, humiliation, pain and suffering and consequential damages.

93. As a result of the Defendants' conduct, Plaintiff hereby demands punitive damages.

94. Plaintiff demands attorneys fees and court costs.

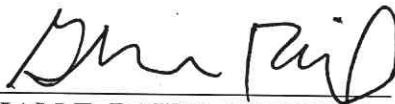
IV. Relief Requested.

WHEREFORE, Plaintiff Krystal Pride demands judgment in her favor and against all Defendants jointly and severally, in an amount in excess of \$150,000.00 together with:

- A. Compensatory damages, including but not limited to: personal injury damages, deprivation of constitutional rights, injury to reputation, mental and emotional distress, pain and suffering, economic loss, deprivation of her liberty and property interests,
- B. Punitive damages;

- C. Attorneys fees and costs of suit;
- D. Interest, delay damages; and,
- E. Any other further relief this Court deems just proper and equitable.

LAW OFFICES OF ERIC A. SHORE, P.C.

BY: 
GRAHAM F. BAIRD, ESQUIRE
Two Penn Center
1500 JFK Boulevard, Suite 1240
Philadelphia, PA 19102

Attorney for Plaintiff, Krystal Pride

Date: 7/31/17